

USDC SDNY
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Defendants.

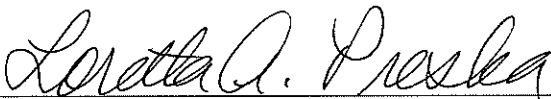
ORDER

In either case, the delay will result in undue prejudice to Plaintiff. The requested stay would deny enforcement of the Judgment and the Settlement Agreement that the parties entered

into in 2016. Given the prior findings of validity of Mixpac's Candy Colored Registrations both by the United States Patent and Trademark Office and by Judge Kaplan in Sulzer Mixpac AG v. A&N Trading Co., et al., No. 19 Civ. 9175, dkt. no. 144 (Aug. 14, 2019), there is no reason to delay Mixpac's enforcement of its rights, both under its Registrations and its Settlement Agreement. Accordingly, Defendants' Motion for a Stay [dkt. no. 39] is denied.

SO ORDERED.

Dated: New York, New York
February 20, 2020



LORETTA A. PRESKA
Senior United States District Judge